

DECLARATORY
~~XXXXXXXXXX~~ Res. No. 1366-1974

VACATION of FLEETWOOD AVENUE from the
south property line of Senate Ave. to the
north property line of Clermont Avenue

Resolution Adopted: August 19, 1974

Confirmed: September 12, 1974

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Reported Completed:

Assessment Roll Confirmed: October 10, 1974

B.O. 138-72

DECLARATORY RESOLUTION NO. 1366-74

for the vacation of Fleetwood Avenue from the south property line of Senate Avenue to the north property line of Clermont Avenue.

ADOPTED: August 19, 1974

ADVERTISE NOTICE TO PROPERTY OWNERS: Aug. 22 & 29, '74

NOTICES MAILED: August 29, 1974

HEARING ON CONFIRMATION: Thurs. Sept. 12, '74 at 3:30 p.m.

CONFIRMED: September 12, 1974

ASSESSMENT ROLL ORDERED: September 12, 1974

ASSESSMENT ROLL APPROVED: Sept. 24, 1974

HEARING ON CONFIRMATION OF A. R.: Thurs. Oct. 10, 1974
at 3:30 p.m.

NOTICE SERVED: Sept. 30, 1974.

ASSESSMENT ROLL CONFIRMED. October 10, 1974

61-94-b H.I.
8/19/74

For the Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ of Fleetwood Avenue from the south property line of Senate Avenue to the north property line of Clermont Avenue.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Fleetwood Avenue from the south property line of Senate Avenue to the north property line of Clermont Avenue.

All as shown by a plan of such proposed Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana

The cost of said Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such Vacation - ~~Opening - Condemnation of right of way for utility purposes~~ is described as follows: Lots 55, 56, 76 and 77 all in Cassel Place Addition. Said addition is inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5) % per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

The vacation of the above described street shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, ~~water mains~~, gas mains, electric pole lines and conduits, ~~telephone and telegraph pole lines and conduits~~.

All Streets, lots and lands affected by the above described vacation are situated in the northwest quarter of Section 20, Township 30 north, Range 13 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

ADOPTED THIS

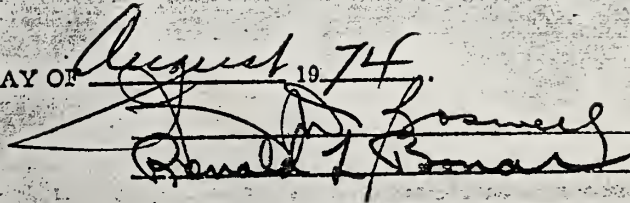
19

DAY OF

August 1974

Attest:

Secretary Board of Public Works.



Board of Public Works.



STREET TO BE VACATED



				AVE.			
60	60	60	60	60	64.1	60	60

50 SENATE

AVE.

60	60	60	FLEETWOOD	63.8	60	60	
CASSEL				PLACE			
53	54	55		140	56	57	58
ADD.							
79	78	77		138.8	76	75	74
60	60	60	60	62.9	60	60	

50 CLERMONT

AVE.

80	80	80	80	80					
MESA		MEADOWS		ADD.					
27	140.85	26	140.67	25	140.49	24	140.31	23	22

1366

P E T I T I O N

Fort Wayne, Ind.,

JULY 10, 1972

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

estate on CLERMONT AND SENATE, from
3300 to 3400

respectfully petition for the passage of a resolution providing for the VACATING OF
FLEETWOOD STREET.

Terry L. Harber - 3404 Senate Ave - Ft. Wayne, Indiana
Thomas E. Mungovan Jr. 3318 Senate Ave - Ft. Wayne, Indiana
James F. Jatum - 3325 Clermont Ave - Ft. Wayne, Ind.
Gene Hille 3405 Clermont Ave FT Wayne, Ind.

PETITION

Fort Wayne, Ind.,

JULY 10, 1972

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

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Terry L. Harber - 3404 Senate Ave - Ft. Wayne, Indiana
Thomas E. Munyan Jr. 3318 Senate Ave - Ft. Wayne, Indiana
James F. Jatum - 3325 Clermont Ave, Ft. Wayne, Ind.
Gene Hille 3405 Clermont Ave FT. Wayne, Ind.

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

B. O. 138-72

Date October 8, 1973

To Street Engineering

Subject Vacation - Fleetwood Street

The petition for the above has been resubmitted to City Plan for processing.
After approval by City Council, please prepare plans, property ownership list and resolution for Board action.

Jerry D. Boswell
Ronald L. Bonar
William G. Williams
BOARD OF PUBLIC WORKS

RECEIVED

OCT 9 1973

CITY ENGINEERING DEPT.

NOTED

☒ J.D.B.

☒ R.L.B.

☐ W.G.W.

Date _____

BOARD OF PUBLIC WORKS

AUG 15 1974

Signed _____

Reply: _____

August 15, 1974

Declaratory Resolution No. 1366-1974, drawing and property ownership list completed and attached.

The entire street is to be retained for easements.

Kenneth N. Traylor
Kenneth N. Traylor
Street Engineer

1c
attachs.

Signed _____

61-94-6 8/19/74
SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

NOTED

10.3 ☐

11.4 ☐

12.5 ☐

13.6 ☐

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

B.O. 138-1972

Date September 12, 1974 61-125-1

To STREET ENGINEERING DEPARTMENT

Subject Dec. Res. No. 1366-1974 Fleetwood Avenue

CONFIRMED.

Please prepare Assessment Roll of Benefits and Damages.

J. D. BOSWELL
R. L. BONAR
W. G. WILLIAMS
BOARD OF PUBLIC WORKS

ajf

attached - P.O. List

RECEIVED
SEP 12 1974
CITY ENGINEERING DEPT.

Signed _____

Reply:

September 19, 1974

Assessment roll of benefits and damages completed and attached.

Kenneth N. Traylor
Street Engineer

lc
attachs. (P.O. List & Assess. Roll)

61-132-7

9/24/74

Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

B.O. 138-1972

September 12, 1974

61-125-1

STREET ENGINEERING DEPARTMENT

Dec. Res. No. 1366-1974 Fleetwood Avenue

CONFIRMED.

Please prepare Assessment Roll of Benefits and Damages.

J. D. BOSWELL

R. L. BONAR

W. G. WILLIAMS

BOARD OF PUBLIC WORKS

ajf

attached - P.O. List

1-125-1

September 12, 1974

13-1072

STREET ENGINEERING DEPARTMENT

Dec. Res. No. 1365-1271 Fleetwood Avenue

CONFIRMED.

Please prepare Assessment Roll of Benefits and Damages.

J. D. BOSWELL

R. L. SCOTT

W. O. WILLIAMS

BOARD OF PUBLIC WORKS

118

attached - P.O. List

Department of Public Works

Office of the Board: Room No. 910 City-County Building

Fort Wayne, Indiana, Sept. 30 19 74

City:

Notice is hereby given you that an assessment of benefits, or award of damages, on account for the vacation of Fleetwood Avenue from the south property line of Senate Avenue to the north property line of Clermont Avenue.

has been made against property, situated in the City of Fort Wayne, in Allen County, State of Indiana, recorded as being owned by you, known and described as follows, which assessment of benefits is set opposite said description:

BENEFITS

DAMAGES

\$1.00

\$1.00

All in pursuance to Declaratory Resolution No. 1366-74, adopted by the Board of Public Works of said City, on the 19th day of August, 19 74, authorized by the provisions of an act of the General Assembly of the State of Indiana, approved March 6th, 1905. Entitled "An Act Concerning Municipal Corporations," and under all acts amendatory thereto and supplemental thereof.

The Board of Public Works will meet, in its office, at 3:30 o'clock P. M., on the 10th day of October, 19 74, for the purpose of hearing and considering any remonstrance which you may desire to present in regard to the amount of your assessment of benefits or award of damages, as aforesaid.

By Order of

BOARD OF PUBLIC WORKS.

NOTICE
OF ASSESSMENT OF BENEFITS
OR AWARD OF DAMAGES

Against

.....

.....

Account Declaratory Res. 1366-74

Vacation of Fleetwood from Senate

to Clermont

Served on

.....

by reading and leaving a copy at

.....

No. Street

on the..... day of....., 19.....

Served by



THE CITY OF FORT WAYNE

board of public works

August 29, 1974

Pursuant to your request, this is to advise you a public hearing will be held on the Vacation of Fleetwood Avenue September 12, 1974 at 3:30 p.m.

Sincerely,

BOARD OF PUBLIC WORKS

EDNA I. SMITH, CLERK

EIS:bt

Notify following when Resolution is set
for Hearing on Vacation of Fleetwood

Many people are not in favor according
to opinion of people attending Hearing on
paving of Clermont Ave. - June 21, 1973

1. Anthony G. + Martha Steininger - 3523 Clermont
2. Anthony + Delores Bada - 3512 Clermont
3. William + Wilma Davis - 3422 Clermont
4. Thomas + Beverly Foster - 3515 Clermont

Hearing 9/12/74

61-94-6
8/19/74

NOTICE TO PROPERTY OWNER

Office Board of Public Works

City Hall

Fort Wayne, Indiana..... August 29, 1974

To.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did adopt Declaratory Resolution No. 1366-1974..... providing for the vacation of Fleetwood Avenue from the south property line of Senate Avenue to the north property line of Clermont Avenue.

The Board has fixed Thursday, September 12, 1974 at 3:30, Room 910, City-County Bldg. a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by said Declaratory Resolution.

PROPERTY DESCRIPTION:

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

61-946

NOTICE TO PROPERTY OWNERS

Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 19th day of August, 1974 the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION NO. 1366-1974

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Fleetwood Avenue from the south property line of Senate Avenue to the north property line of Clermont Avenue.

All as shown by a plan of such proposed Vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana.

The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, the 12th day of September, 1974 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m. the Board will meet at its office for the purpose of taking final action thereon.

Jerry D. Boswell
Ronald L. Bonar
William G. Williams
BOARD OF PUBLIC WORKS

ATTEST: Edna I. Smith, Clerk

PUBLISH: August 22 & 29, 1974

/bt

PETITION TO VACATE PORTION OF FLEETWOOD AVENUE

TO: THE CITY PLAN COMMISSION
CITY OF FORT WAYNE, INDIANA

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

Gentlemen:

The undersigned, the Petitioners, do hereby respectfully petition the City Plan Commission and the Board of Public Works of the City of Fort Wayne to vacate the following described portion of a street within the City of Fort Wayne, Allen County, Indiana, to-wit:

A portion of Fleetwood Avenue from the south right-of-way line of Senate Avenue, south to the north right-of-way line of Clermont Avenue.

Your petitioners represent that:

1. That they are the owners of all the real estate abutting on both sides of a portion of the street herein sought to be vacated.
2. That no other person, firm or corporation is interested in or affected by the requested vacation.
3. That the portion of the street sought to be vacated has never been opened or improved.
4. That said street is not necessary as ingress or egress to any other property whatsoever.
5. That the maintenance of said street is not necessary or advantageous to the growth of the City of Fort Wayne, and that it would be to the best interest of the City and the citizens thereof, as well as the immediately adjoining property owners that said street be vacated as prayed.

Your Petitioners file this petition pursuant to the authority granted in Burns Indiana Statutes Annotated, Section 53-744, in order to complete the vacation as above described.

WHEREFORE, your Petitioners pray that that portion of the above described street be vacated according to the provisions of the Indiana Law pertaining thereto.

Terry Harber

Terry Harber
3404 Senate Avenue
(Lot # 56 Cassel Place Addition)

Thomas Mungovan

Thomas Mungovan
3318 Senate Avenue
(Lot # 55 Cassel Place Addition)

Eugene B. Hille

Eugene Hille
3405 Clermont Avenue
(Lot # 76 Cassel Place Addition)

James F. Tatum, Jr.

James Tatum, Jr.
3325 Clermont Avenue
(Lot # 77 Cassel Place Addition)

1
2 BILL NO. G-74-02- 30

3 GENERAL ORDINANCE NO. G- 04-74

4 AN ORDINANCE amending General Ordinance
5 G-97 by authorizing the vacation of a portion
6 of Fleetwood Avenue

7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
8 WAYNE, INDIANA:

9 SECTION 1. Petition for the vacation of a portion of Fleetwood Avenue
10 having been filed with the Fort Wayne City Plan Commission, and resolution having
11 been duly adopted by the Fort Wayne City Plan Commission on January 28, 1974
12 following a public hearing thereon, all in accordance with Section 44, Chapter 174 of
13 the Acts of the General Assembly of the State of Indiana, as amended by Section 3,
14 Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana
15 (Burns Ind. Stat., 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set
16 forth in General Ordinance No. G-97 adopted by the Common Council of the City of
17 Fort Wayne on November 26, 1963, is amended by deleting the following portion of
18 Fleetwood Avenue, Fort Wayne, Allen County, Indiana, to-wit

19
20 A portion of Fleetwood Avenue from the south
21 right-of-way line of Senate Avenue, south to
the north right-of-way line of Clermont Avenue

22 SECTION 2. After passage of this Ordinance, approval by the Mayor,
23 and legal publication, a duly certified copy of this Ordinance, of the recommendation
24 of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be
25 transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne,
26 Indiana.

27
28 SECTION 3. This Ordinance shall be in full force and effect from and
29 after its passage, approval by the Mayor and legal publication thereof.

30
31
32 
Councilman

33 APPROVED AS TO FORM
34 AND LEGALITY,

35 
CITY ATTORNEY

Read the first time in full and on motion by Nuckols, seconded by Moses, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197_____, at _____ o'clock P.M., E.S.T.

Date: 2/26/74 Charles M. Westerman
CITY CLERK

Read the third time in full and on motion by Nuckols, seconded by Stier, and duly adopted, placed on its passage.

Passed (LOST) by the following vote:

	AYES <u>8</u>	NAYS <u>0</u>	ABSTAINED _____	ABSENT <u>1</u>	to-wit:
BURNS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
HINGA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
KRAUS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
MOSES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
NUCKOLS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
SCHMIDT, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
SCHMIDT, V.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
STIER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
TALARICO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

DATE: 3-12-74 Charles M. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning-Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. 2-04-74 on the 12th day of March, 1974.

ATTEST: (SEAL) Samuel J. Talarico
Charles M. Westerman CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of March, 1974, at the hour of 11:00 o'clock A. M., E.S.T.

Charles M. Westerman
CITY CLERK

Approved and signed by me this 14th day of March, 1974, at the hour of 2:00 o'clock P. M., E.S.T.

Sam A. Brown
MAYOR



P E T I T I O N

Fort Wayne, Ind.,

JULY 10, 1972

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

estate on CLEMMONT AND SENATE, from
3300 to 3400

respectfully petition for the passage of a resolution providing for the VACATING OF
FLEETWOOD STREET.

Terry L. Harber - 3404 Senate Ave. - Ft. Wayne, Indiana
Thomas E. Mungwan Jr. 3318 Senate Ave - Ft. Wayne, Indiana
James F. Tuttle - 3325 Clemmont Ave Ft. Wayne, Ind.
Gene Hille 3405 Clemmont Ave FT Wayne, Ind.

NEENAH

FOUNDRY COMPANY

JACK H. CARR
4138 NORTH ARLINGTON AVE.
INDIANAPOLIS, INDIANA 46226
317-546-0132

Edna -

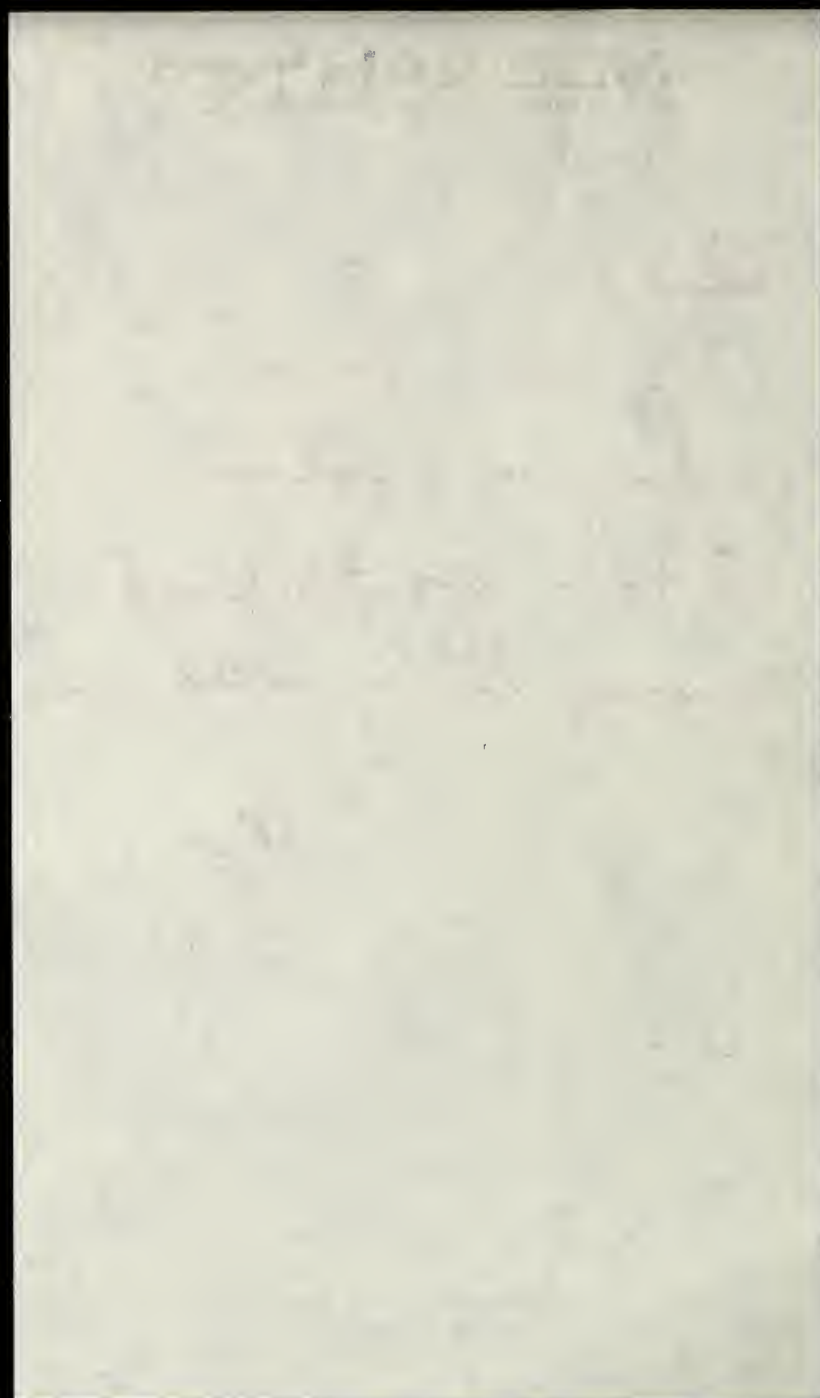
Do we have
pending a vacation
petition for Fleetwood.
Jimmy Sten called me.

RZ

10/3

This has not been processed by
City Plan. Engineering was holding
at suggestion that it not be processed
until Clermont improvement is completed

GRAY AND DUCTILE IRON CASTINGS
P. O. Box 729, NEENAH, WIS. 54956
TELEPHONE: 414-725-3041 • TELEX: 262-739





CITY OF FORT WAYNE

FORT WAYNE, INDIANA

JAMES S. STIER
MEMBER OF CITY COUNCIL
SIXTH DISTRICT

Edu. Phil. Hille

BOARD OF PUBLIC WORKS

JUL 25 1972

July 22, 1972

Ron Bonar
Board of Works
City-County Building
Fort Wayne, Indiana 46802

Dear Ron:

Enclosed herewith is a petition for vacating Fleetwood Street. This matter was discussed at the July 10 neighborhood meeting of Clermont residents. Please coordinate this with Bill Jones of the Planning Commission.

Yours very truly,

CITY COUNCILMAN, SIXTH DISTRICT

James S. Stier
3404 Congress Avenue
Fort Wayne, Indiana 46806
(Telephone: 447-4491)

JSS:mkk

Enclosure

cc: Eugene B. Hille
3405 Clermont Avenue
Fort Wayne, Indiana 46806
(Telephone: 447-2222)



Date Oct. 8, 1973

To: Gary Baeten, City Plan

Subject: Vacation - Fleetwood Street

The attached petition was received in 1972 and forwarded to your office.
For some unexplainable reason, it went to the Street Engineering Department.
Please include on your agenda for processing.

BOARD OF PUBLIC WORKS

J.D.B.

R.L.B.

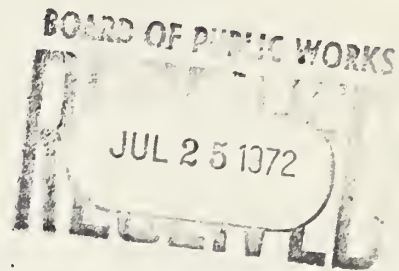
W.G.W.



CITY OF FORT WAYNE
FORT WAYNE, INDIANA

JAMES S. STIER
MEMBER OF CITY COUNCIL
SIXTH DISTRICT

Edna. Phoe. Hille



July 22, 1972

Ron Bonar
Board of Works
City-County Building
Fort Wayne, Indiana 46802

Dear Ron:

Enclosed herewith is a petition for vacating Fleetwood Street. This matter was discussed at the July 10 neighborhood meeting of Clermont residents. Please coordinate this with Bill Jones of the Planning Commission.

Yours very truly,

CITY COUNCILMAN, SIXTH DISTRICT

James S. Stier

James S. Stier
3404 Congress Avenue
Fort Wayne, Indiana 46806
(Telephone: 447-4491)

JSS:mkk

Enclosure

cc: Eugene B. Hille
3405 Clermont Avenue
Fort Wayne, Indiana 46806
(Telephone: 447-2222)

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

Date July 27, 1972

To Bill Jones, City Plan

Subject Vacation --Fleetwood St. B.O. 138-72

The attached petition was received ~~XX~~ in our office.

Please process.

Jerry D. Boswell
Ronald L. Bonar
William G. Williams
BOARD OF PUBLIC WORKS

Enc. 2
cc: City Engineer

dk

Signed _____

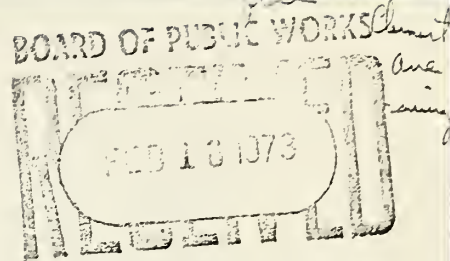
Reply: _____

*Original was held in
Street Eng ?*

Signed _____

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

City of Fort Wayne



Street
ENGINEERING DEPARTMENT

CITY COUNTY BUILDING
Room 740

FORT WAYNE, INDIANA

February 16, 1973

Mr. James S. Stier
3404 Congress Avenue
Fort Wayne, Indiana 46806

Dear Mr. Stier:

Reference your letter to Mr. Ron Bonar dated February 12, 1973, requesting status on your petition for paving Clermont Avenue and the petition for vacating Fleetwood, please be advised as follows:

- (1) Street paving plans for Clermont Avenue are approximately 65% complete. A letter has been submitted to the Water Pollution Control Engineering Department, requesting storm sewer design for the project, with the stipulation that the storm sewer design be returned to the Street Engineering Department by March 15, 1973. A letter is being submitted to Electrical Engineering Department, requesting street lighting plans, layout details, etc., to be returned to the Street Engineering Department by March 15, 1973. Upon receipt of the storm sewer design, and street lighting design, all the information will be forwarded to the Board of Public Works for a public hearing, hopefully to be held about the first week of April. After the public hearing, it is estimated 8 to 10 weeks before construction will start, which should be the last week of May or first week of June, 1973.
- (2) The vacating of Fleetwood Avenue has been held in the Street Engineering Department, until such time that the paving of Clermont has been completed. If you will recall our meeting with your association, in the summer of 1972, the property owners abutting Fleetwood specifically requested the vacation be handled in this manner. The reason is financial. The City is obligated to pay for street improvements in such areas as intersections. If this street was vacated, prior to this project being constructed, the property of Fleetwood would be reverted to the property owner and consequently they would end up paying for an additional 25 feet of street assessment.

Please advise if you have any suggestions on either petition.

Yours very truly,

Kenneth N. Traylor
Kenneth N. Traylor
Chief Street Engineer

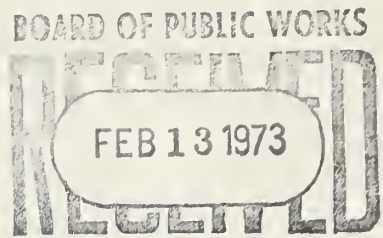
KNT:id

cc: Ron Bonar ✓



CITY OF FORT WAYNE

FORT WAYNE, INDIANA



JAMES S. STIER
MEMBER OF CITY COUNCIL
SIXTH DISTRICT

February 12, 1973

Ronald L. Bonar
Board of Public Works
City-County Building
Fort Wayne, Indiana 46802

Dear Ron:

Please advise the status of the following:

- (1) Petition for paving Clermont Avenue (Reference: my letter with enclosed petition sent September 9, 1972).
- (2) Petition for vacating Fleetwood (Reference: my letter with enclosed petition sent July 22, 1972).

Best wishes.

Yours very truly,

CITY COUNCILMAN, SIXTH DISTRICT

James S. Stier
3404 Congress Avenue
Fort Wayne, Indiana 46806
(Telephone: 447-4491)

JSS:mk

→ Ken - Pls answer and send me cc

82
2/13
Sent
2-14

BOARD OF PUBLIC WORKS

Memorandum

To Edna / Board of Works

Date Feb. 4, 1974

RECEIVED
FEB 05 1973

From Patsie / City Plan

Subject Vacation of Fleetwood Avenue

COPIES TO:

Edna:

Attached is petition to Vacate Fleetwood. I have enclosed

copies of:

Petition

Resolution

Original petition submitted to the Board of Works
dated July 10, 1972.

Also enclosed:

Request for Action / Digest Sheet / Letter to the
Common Council.

I assume this petition I have enclosed is sufficient for
the Board of Works to start processing this vacation.

Patsie

R E S O L U T I O N

WHEREAS, TERRY HARBER, THOMAS MUNGOVAN, EUGENE HILLE, and JAMES TATUM, JR. have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following portion of a city street in the City of Fort Wayne, Allen County, Indiana, to-wit:

A portion of Fleetwood Avenue from the south right-of-way line of Senate Avenue, south to the north right-of-way line of Clermont Avenue.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Indiana Statutes Annotated, 1964 Replacement, Section 53-744); and,

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and,

WHEREAS, said public hearing was held on January 28, 1974, at 7:30 P.M., and at such hearing there were no objections of any kind or character which should prevent the vacation of said public street.

NOW, THEREFORE, BE IT RESOLVED, by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described conforms to the general policy and pattern of development set out in the Master Plan of the City of Fort Wayne, Indiana; and,

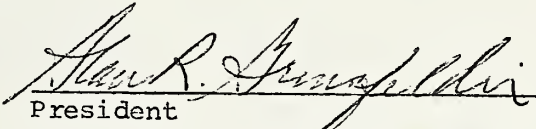
BE IT FURTHER RESOLVED, by the Fort Wayne City Plan Commission that the vacation of said public street hereinbefore described be and the same is hereby approved; and

BE IT FURTHER RESOLVED, that the action of the Fort Wayne City Plan Commission be forward to the Common Council of the City of Fort Wayne for its action thereon.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

I, Alan R. Grinsfelder, President of
the Fort Wayne City Plan Commission, do hereby certify that attached
hereto is a full, true and correct copy of a Resolution adopted by
the Fort Wayne City Plan Commission following a Public Hearing of
said Commission held on the 28th day of January, 1974,
and as the same appears on record in the official records of the
Plan Commission.

Dated this 28th day of January, 1974.



President
Fort Wayne City Plan Commission

or

City-County Building / One Main Street / Fort Wayne, Indiana. 46802

(Person authorized to forward legal work)

Date:

(File subject designation)

* * * * *

File # Assigned by Records Librarian

Date:

* * * * *

Action Requested:

(Continue on reverse side, if necessary)

cc: City Attorney David B. Keller

(If request originally sent to an Associate City Attorney)

Mayor Ivan A. Lebamoff

Department Head of Requesting Party

DIGEST SHEET

TITLE OF ORDINANCE Street Vacation Ordinance

DEPARTMENT REQUESTING ORDINANCE City Plan Commission

SYNOPSIS OF ORDINANCE Preparation of an ordinance petition

initiated by the property owners for the vacation of the following

described street:

A portion of Fleetwood Avenue from the south right-of-way line of Senate Ave., south to the north right-of-way line of Clermont Ave.

EFFECT OF PASSAGE Unimproved and unopened street would be vacated and divided between four petitioning owners.

EFFECT OF NON-PASSAGE Street would remain a paper street, unimproved and unopened.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) None

ASSIGNED TO COMMITTEE (J.N.)



THE CITY OF FORT WAYNE

office of city plan commission

February 4, 1974

COMMUNICATION FROM CITY PLAN COMMISSION

The Common Council of the
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Gentlemen and Mrs. Schmidt:

Attached hereto is a resolution for the vacation of the following:

A portion of Fleetwood Avenue from the south right-of-way
line of Senate Avenue, south to the north right-of-way
line of Clermont Avenue.

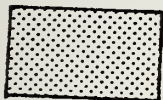
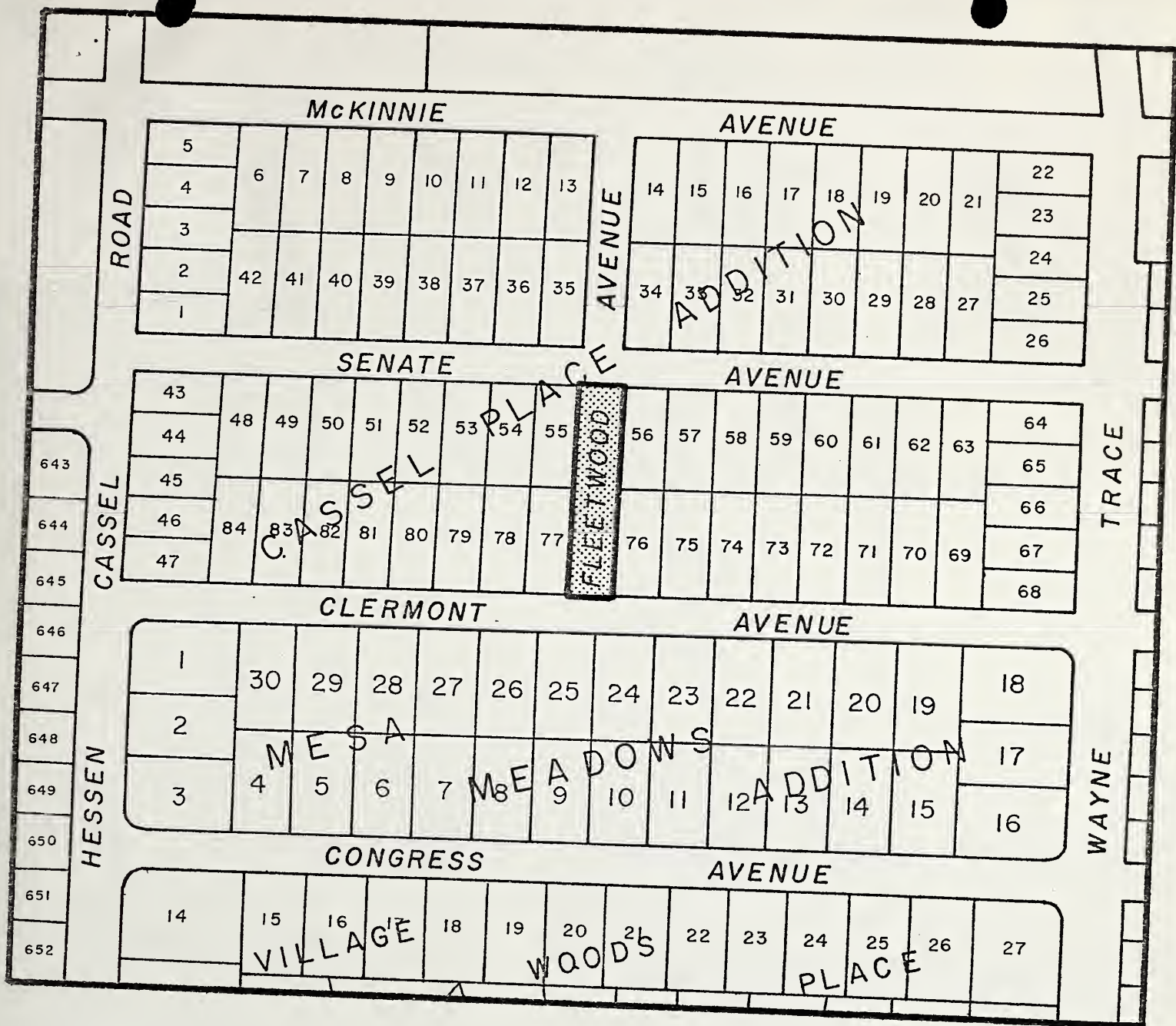
which was approved by the City Plan Commission at its regular meeting
held January 28, 1974.

Respectfully submitted

CITY PLAN COMMISSION

Certified and signed
this 28th day of January, 1974.

George Roser
Secretary



STREET TO BE VACATED



Date Oct. 8, 1973

To: Gary Baeten, City Plan

Subject: Vacation - Fleetwood Street

The attached petition was received in 1972 and forwarded to your office.
For some unexplainable reason, it went to the Street Engineering Department.
Please include on your agenda for processing.

BOARD OF PUBLIC WORKS

J.D.B.

R.L.B.

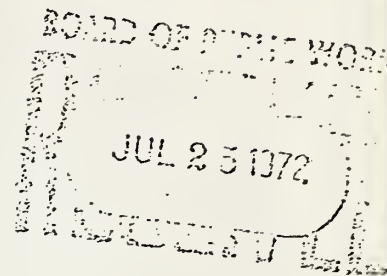
W.G.W.



CITY OF FORT WAYNE
FORT WAYNE, INDIANA

JAMES S. STIER
MEMBER OF CITY COUNCIL
SIXTH DISTRICT

Eugene B. Hill



July 22, 1972

Ron Bonar
Board of Works
City-County Building
Fort Wayne, Indiana 46802

Dear Ron:

Enclosed herewith is a petition for vacating Electwood Street. This matter was discussed at the July 10 neighborhood meeting of Clermont residents. Please coordinate this with Bill Jones of the Planning Commission.

Yours very truly,

CITY COUNCILMAN, SIXTH DISTRICT

James S. Stier
James S. Stier
3404 Congress Avenue
Fort Wayne, Indiana 46806
(Telephone: 447-4491)

JSS:akk

Enclosure

cc: Eugene B. Hill
3405 Clermont Avenue
Fort Wayne, Indiana 46806
(Telephone: 447-2222)

*called Eugene B. Hill
8-18-72
for information re. petition.*

Fort Wayne Board of Public Works
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines _____

Head number of lines _____ 1

Body number of lines _____ 29

Tail number of lines _____ 5

Total number of lines in notice _____ 35

COMPUTATION OF CHARGES

35 lines, 1 columns wide equals 35 equivalent lines at .28¢ cents per line \$ 10.08

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) _____

TOTAL AMOUNT OF CLAIM \$ 10.08

DATA FOR COMPUTING COST

Width of single column 11 ems Size of type 5½ point

Number of insertions 2 Size of quad upon which type is cast 5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date August 29, 1974

Arvilla De Wald
Title CLERK

NOTICE TO PROPERTY OWNERS
Notice is hereby given by the Board of Public Works of the City of Fort Wayne, Indiana, that on the 19th day of August, 1974 the said Board deeming it necessary to make certain improvements adopted the following:

DECLARATORY RESOLUTION
NO. 1366-1974

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Fleetwood Avenue from the south property line of Senate Avenue to the north property line of Clermont Avenue.

All as shown by a plan of such proposed vacation as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana. The cost of said Vacation shall be assessed against the property beneficially affected thereby.

The Board of Public Works has fixed Thursday, the 12th day of September, 1974 as the date on which remonstrances will be heard and considered from persons interested therein or affected thereby and on said day at 3:30 p.m. the Board will meet at its office for the purpose of taking final action thereon.

Jerry D. Bosell
Ronald L. Bonar
William G. Williams
BOARD OF PUBLIC WORKS
ATTEST: Edna I. Smith, Clerk
8-22-74

OF
HERE

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows: 8/22-29/74

Arvilla De Wald
Subscribed and sworn to before me this 29th day of August 1974

Notary Public

My commission expires October 25, 1975

Claim No. Warrant No.

IN FAVOR OF

\$

On Account of Appropriation for

Appropriation No.

Allowed , 19

In the sum of \$

I have examined the within claim and hereby certify as follows:
That it is in proper form.
That it is duly authenticated as required by law.
That it is apparently } Correct
 { Incorrect

I certify that the within claim is true and correct; that the services therein itemized and for which charge is made were ordered by me and were necessary to the public business.

TABLE SHOWING PRICE PER LINE AND PER INSERTION FOR

SIZE OF TYPE	11 Em Column (132 Points) Number of Insertions			
	1	2	3	4
5½	.192	.288	.384	.480
6	.176	.264	.352	.440
7	.151	.227	.302	.378
7½	.14	.21	.28	.35
8	.132	.198	.264	.33
9	.117	.176	.234	.293
10	.106	.159	.212	.265
12	.088	.132	.176	.22

Note: Above table is based on a square of 250 ems.

Fort Wayne Board of Public Works
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

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COMPUTATION OF CHARGES

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\$ 10.08

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Charge for extra proofs of publication (50 cents for each proof in excess of two)

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Ronald L. Bonar
William G. Williams
BOARD OF PUBLIC WORKS
ATTEST: Edna I. Smith, Clerk
8-22-74

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ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

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Ft. Wayne Board of Public Works
(Governmental Unit)

To: NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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Total number of lines in notice _____ 35

COMPUTATION OF CHARGES

35 lines, 1 columns wide equals 35 equivalent lines at .288¢ _____
cents per line \$ 10.08

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

Charge for extra proofs of publication (50 cents for each proof in excess of two) _____

TOTAL AMOUNT OF CLAIM \$ 10.08

DATA FOR COMPUTING COST

Width of single column 11 ems Size of type 5 1/2 point

Number of insertions 2 Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

T. E. Gerken

Date August 29, 1974

Title Clerk

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Jerry D. Bosell
Ronald L. Bonar
William G. Williams
BOARD OF PUBLIC WORKS
ATTEST: Edna I. Smith, Clerk
8-22-74

OF
HERE

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County ss:
Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. Gerken who, being duly sworn, says that he is Clerk of the NEWS-SENTINEL DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two time, the dates of publication being as follows: 8/22-29/74

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T. E. Gerken
Edna I. Smith

Notary Public

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Ft. Wayne Board of Public Works
(Governmental Unit)

To NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

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Jerry D. Bosell
Ronald L. Bonar
William G. Williams
BOARD OF PUBLIC WORKS
ATTEST: Edna I. Smith, Clerk
8-22-74COPY OF
SENT HERE

PUBLISHER'S AFFIDAVIT

State of Indiana

ALLEN County ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V.E. Gerken who, being duly sworn, says

that she is Clerk of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA

in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two

times the dates of publication being as follows:

8/22-29/74

Subscribed and sworn to before me this 29th day of August 19 74

Notary Public

My commission expires October 25, 1975

Claim No. Warrant No.

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9	.117	.176	.234	.293
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Note: Above table is based on a square of 250 ems.

Improvement Resolution No. 1366-74 For The VACATION of FLEETWOOD AVENUE FROM The South PROPERTY LINE of

SENATE AVENUE TO THE NORTH PROPERTY LINE OF CLERMONT AVENUE.

	OWNER'S NAME	ADDRESS	NUMBER OF			DESCRIPTION
			LOT	BLOCK	O. L.	
1	GUENTHER, HILBERT W. & DONNA B	3308 SENATE AVE	53W1/2			CASSEL PLACE ADD
2	HUBBARD, CHARLES L. & BARBARA B	3312 " "	53E1/2			" " "
3	" " " " "	" " "	54			" " "
4	MUNGOVAN, THOMAS E. & MARILYN M	3318 SENATE AVE	55			
5	HARBER, TERRY L. & CHARLENE A	3404 " "	56			
6	SCHOCH, CARL A JR. & LINDA M	3408 " "	57			
7	BERGGOETZ, WILLIAM C. & ROSEMARY H	3410 " "	58			
8	BUNNELL, SANDRA L	3311 CLERMONT AVE	79			
9	" " "	" " "	78W30			
10	TATUM, JAMES F. & CHERYL P	3325 CLERMONT AVE	78W30			
11	" " " " "	" " "	77			
12	HILLE, EUGENE B. & JACQUELINE K	3405 " "	76			
13	" " " " "	" " "	75E40			
14	BRENDELL, HARRY R. & DOROTHY M	3506 " "	75E40			
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58	NOTICES MAILED OR SERVED					
59	F-29-74					
60						
61	By <u>SV</u>					
62						
63						
64						
65						
		TOTAL				

1366-74